

UNITED STATES DEPARTMENT OF COMMERCE
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SERIAL NUMBER	REQUEST DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
10/710,911	6/2/06	CARLSEN, ET AL.	6537-0404

Title: EXERCISE DEVICE

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Art Unit	Paper Number
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Correspondence Address:

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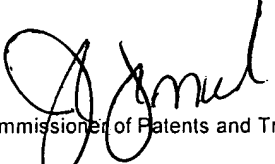
Licensee under 35 U.S.C. 184 is hereby granted to file in any foreign country a patent application and any amendments thereto corresponding to the subject matter of this U.S. application identified above and/or any material accompanying the petition. This license is conditioned upon modification of any applicable secrecy order and is subject to revocation without notice.

License Number: 536,522

Grant Date: 08-Jun-06

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Approved:


for Commissioner of Patents and Trademark

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This license does not empower the filing of any applications, amendments, supplements or continuances originating in this country which disclose inventions, modifications, or variations not disclosed in the subject matter identified above.

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LICENSE FOR FOREIGN FILING

[Title 35, United States Code (1952) Sections 184, 185, 186]



UNITED STATES PATENT AND TRADEMARK OFFICE

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Ralph D. Chabot
CHABOT & ASSOCIATES
2310 E. Ponderosa Drive, Suite 4
Camarillo, CA 93010-4747


In re: Carlsen, et al : DECISION ON REQUEST
Serial No.: 10/710,911 : UNDER 37 CFR 5.25
Filing date: 12 August 2004
Docket No: 6537-0404

Title: EXERCISE DEVICE

In view of the communication(s) filed 02 June 2006, it has been determined that a retroactive license for foreign filing under 35 U.S.C. 184 be granted with respect to the filings listed below. The petition complies with 37 C.F.R. 5.25 in that there is an adequate showing that the subject matter in question was not under secrecy order, that the license was diligently sought after discovery of the proscribed foreign filing, and that the material was filed abroad without the required license under 37 C.F.R. 5.11 first having been obtained through error and without deceptive intent.

Country	Date
Taiwan	18 August 2004

Approved:


Andrea M. Valenti
Patent Examiner
Group 3643
(571)272-6895

07 June 2006

CHABOT & ASSOCIATES

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June 1, 2006

Commissioner of Patents and Trademarks
Licensing and Review, Room 4B41
501 Dulany Street (Knox Building)
Alexandria, VA 22314

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JUN 2 2006
LICENSING & REVIEW

Re: PETITION FOR RETROACTIVE LICENSE – (Expedited Request)
(37 CFR 5.25; MPEP §140)

Gentlemen:

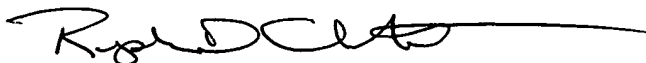
Please find enclosed a Petition for a Retroactive license for Ser. No. 10/710,911 which Applicant's attorney requests be handled on an expedited basis. The pending application is due to issue June 13, 2006.

A foreign license has been previously granted, but a foreign application was filed approx 26 days before the license was granted. The technology at-issue relates to a stationary exercise machine entitled "Elliptical Exercise Device" on the patent application.

Form PTO-2038 is enclosed for payment of the necessary fees. If the payment amount of \$200.00 is insufficient, then I, the cardholder authorize that the USPTO may charge any additional amount necessary to satisfy the amount required to be paid.

If further information is required, you may contact me using the letterhead information at any time.

Sincerely,



Ralph D. Chabot
Applicant's attorney for Ser No. 10/710,911

Encl: Petition for Retroactive License – (Expedited Request)

Please FAX License
40!
FAX: 703-415-0335
BA Harris & Assoc.
tele: 703-415-0606

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Carlsen et al.
Serial No: 10/710,911
Filed: August 12, 2004

Examiner: S. Crowe
Art Unit: 3764

RECEIVED
JUN 2 2006
LICENSING & REVIEW

Title: Exercise Device

**PETITION FOR RETROACTIVE LICENSE – (Expedited Request)
(37 CFR 5.25; MPEP §140)**

Commissioner of Patents and Trademarks
Licensing and Review, Room 4B41
501 Dulany Street (Knox Building)
Alexandria, VA 22314

SIR:

This petition for a retroactive license is requested in accordance with 37 CFR 5.25 and MPEP §140. Expedited processing is requested because the pending US application will issue June 13, 2006. Payment of the petition fee is submitted on attached form PTO-2038. The USPTO is authorized by the cardholder to charge any additional amount necessary for this expedited request.

The following is provided:

(a) This petition is presented in accordance with §5.14(a), namely that the corresponding U.S. application is identified as follows:

Application Number: 10/710,911
Filing Date: August 12, 2004
Inventors: Steven Carlsen and Anita Liu-Miller
Title: Exercise Device

(1) The foreign country in which the unlicensed patent application material was filed is Taiwan.

(2) The material was filed in Taiwan on August 18, 2004.

(3) A verified statement by Applicant's attorney is attached.

(4) The required fee on attached form PTO-2038.

Respectfully submitted,

Dated: June 1, 2006

A handwritten signature in black ink, appearing to read "Ralph D. Chabot", with a long horizontal flourish extending to the right.

Ralph D. Chabot, Reg. No. 39,133
Attorney for Applicant(s)

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